

# Order

**Michigan Supreme Court  
Lansing, Michigan**

September 6, 2011

142840

In re APPLICATION OF CONSUMERS ENERGY  
COMPANY FOR RATE INCREASE.

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PHIL FORNER,  
Appellant,

v

MICHIGAN PUBLIC SERVICE COMMISSION,  
and CONSTELLATION NEW ENERGY, INC.  
Appellees,

and

CONSUMERS ENERGY COMPANY,  
Petitioner-Appellee.

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SC: 142840  
COA: 288728  
PSC: 00-015245

Robert P. Young, Jr.,  
Chief Justice

Michael F. Cavanagh  
Marilyn Kelly  
Stephen J. Markman  
Diane M. Hathaway  
Mary Beth Kelly  
Brian K. Zahra,  
Justices

On order of the Court, the application for leave to appeal the December 14, 2010 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the questions presented should be reviewed by this Court.



h0829

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

September 6, 2011

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*Corbin R. Davis*

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Clerk